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LEGISLATIVE ACTION

Senate

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House

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The Committee on Infrastructure and Security (Brandes)  
recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Paragraph (c) of subsection (1) of section  
316.075, Florida Statutes, is amended to read:

316.075 Traffic control signal devices.—

(1) Except for automatic warning signal lights installed or  
to be installed at railroad crossings, whenever traffic,  
including municipal traffic, is controlled by traffic control



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11 signals exhibiting different colored lights, or colored lighted  
12 arrows, successively one at a time or in combination, only the  
13 colors green, red, and yellow shall be used, except for special  
14 pedestrian signals carrying a word legend, and the lights shall  
15 indicate and apply to drivers of vehicles and pedestrians as  
16 follows:

17 (c) *Steady red indication.*—

18 1. Vehicular traffic facing a steady red signal shall stop  
19 before entering the crosswalk on the near side of the  
20 intersection or, if none, then before entering the intersection  
21 and shall remain standing until a green indication is shown;  
22 however:

23 a. The driver of a vehicle which is stopped at a clearly  
24 marked stop line, but if none, before entering the crosswalk on  
25 the near side of the intersection, or, if none then at the point  
26 nearest the intersecting roadway where the driver has a view of  
27 approaching traffic on the intersecting roadway before entering  
28 the intersection in obedience to a steady red signal may make a  
29 right turn, but shall yield the right-of-way to pedestrians and  
30 other traffic proceeding as directed by the signal at the  
31 intersection, except that municipal and county authorities may  
32 prohibit any such right turn against a steady red signal at any  
33 intersection, which prohibition shall be effective when a sign  
34 giving notice thereof is erected in a location visible to  
35 traffic approaching the intersection. A traffic infraction  
36 detector may not be used to enforce a violation of this sub-  
37 subparagraph and the department, a county, or a municipality may  
38 not authorize a traffic infraction enforcement officer under s.  
39 316.640 to issue a traffic citation based on traffic infraction



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40 detector evidence for a violation of this sub-subparagraph.

41       b. The driver of a vehicle on a one-way street that  
42 intersects another one-way street on which traffic moves to the  
43 left shall stop in obedience to a steady red signal, but may  
44 then make a left turn into the one-way street, but shall yield  
45 the right-of-way to pedestrians and other traffic proceeding as  
46 directed by the signal at the intersection, except that  
47 municipal and county authorities may prohibit any such left turn  
48 as described, which prohibition shall be effective when a sign  
49 giving notice thereof is attached to the traffic control signal  
50 device at the intersection.

51       2.a. The driver of a vehicle facing a steady red signal  
52 shall stop before entering the crosswalk and remain stopped to  
53 allow a pedestrian, with a permitted signal, to cross a roadway  
54 when the pedestrian is in the crosswalk or steps into the  
55 crosswalk and is upon the half of the roadway upon which the  
56 vehicle is traveling or when the pedestrian is approaching so  
57 closely from the opposite half of the roadway as to be in  
58 danger.

59       b. Unless otherwise directed by a pedestrian control signal  
60 as provided in s. 316.0755, pedestrians facing a steady red  
61 signal shall not enter the roadway.

62       Section 2. Paragraph (a) of subsection (2) of section  
63 316.0776, Florida Statutes, is amended to read:

64       316.0776 Traffic infraction detectors; placement and  
65 installation.—

66       (2)(a) If the department, county, or municipality installs  
67 a traffic infraction detector at an intersection, the  
68 department, county, or municipality shall notify the public that



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69 a traffic infraction device may be in use at that intersection  
70 ~~and must specifically include notification of camera enforcement~~  
71 ~~of violations concerning right turns.~~ Such signage used to  
72 notify the public must meet the specifications for uniform  
73 signals and devices adopted by the Department of Transportation  
74 pursuant to s. 316.0745.

75 Section 3. Paragraph (a) of subsection (1) and subsection  
76 (2) of section 316.0083, Florida Statutes, are amended to read:

77 316.0083 Mark Wandall Traffic Safety Program;  
78 administration; report.-

79 (1) (a) For purposes of administering this section, the  
80 department, a county, or a municipality may authorize a traffic  
81 infraction enforcement officer under s. 316.640 to issue a  
82 traffic citation for a violation of s. 316.074(1) or s.  
83 316.075(1)(c)1. A notice of violation and a traffic citation may  
84 not be issued by the traffic infraction enforcement officer for  
85 failure to stop at a red light if the driver is making a right-  
86 hand turn, if such violation is based on traffic infraction  
87 detector evidence. A traffic infraction detector may not be used  
88 to enforce any violation for failure to stop at a red light if  
89 the driver is making a right-hand turn in a careful and prudent  
90 manner at an intersection where right-hand turns are  
91 permissible. A notice of violation and a traffic citation may  
92 not be issued under this section if the driver of the vehicle  
93 came to a complete stop after crossing the stop line and before  
94 turning right if permissible at a red light, but failed to stop  
95 before crossing over the stop line or other point at which a  
96 stop is required. This paragraph does not prohibit a review of  
97 information from a traffic infraction detector by an authorized



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98 employee or agent of the department, a county, or a municipality  
99 before issuance of the traffic citation by the traffic  
100 infraction enforcement officer. This paragraph does not prohibit  
101 the department, a county, or a municipality from issuing  
102 notification as provided in paragraph (b) to the registered  
103 owner of the motor vehicle involved in the violation of s.  
104 316.074(1) or s. 316.075(1)(c)1.

105 ~~(2) A notice of violation and a traffic citation may not be~~  
106 ~~issued for failure to stop at a red light if the driver is~~  
107 ~~making a right hand turn in a careful and prudent manner at an~~  
108 ~~intersection where right hand turns are permissible.~~

109 Section 4. This act shall take effect July 1, 2022.

110  
111 ===== T I T L E A M E N D M E N T =====

112 And the title is amended as follows:

113 Delete everything before the enacting clause  
114 and insert:

115 A bill to be entitled  
116 An act relating to traffic infraction detectors;  
117 amending s. 316.075, F.S.; prohibiting a traffic  
118 infraction detector from being used to enforce a  
119 violation of a right turn against a steady red signal  
120 at any intersection; prohibiting the department, a  
121 county, or a municipality from authorizing a traffic  
122 infraction enforcement officer to issue a traffic  
123 citation based on traffic infraction detector evidence  
124 for such a violation; amending s. 316.0776, F.S.;  
125 conforming a provision to changes made by the act;  
126 amending s. 316.0083, F.S.; prohibiting a notice of



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127 violation and a traffic citation from being issued by  
128 a traffic infraction enforcement officer for failure  
129 to stop at a red light if the driver is making a  
130 right-hand turn and such violation is based on traffic  
131 infraction detector evidence; prohibiting a traffic  
132 infraction detector from being used to enforce any  
133 violation for failure to stop at a red light if the  
134 driver is making a right-hand turn; conforming a  
135 provision to changes made by the act; providing an  
136 effective date.